IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

THURSDAY, THE 10TH AUGUST 2006 / 19TH SRAVANA 1928

Bail Appl..No. 4725 of 2006

CMP.1220/2006 of J.M.F.C., HARIPAD
CRIME NO.114/2005 OF KAYAMKULAM EXCISE RANGE

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PETITIONER:

BABU, S/O. PADMANABHAN,
AGED 38, KADAVUNGAL THARAYIL
MUTHUKULAM, VADAKKUM MURI,
MUTHUKULAM VILLAGE, KARTHIPALLY.

BY ADV. SRI.K.R.SUNIL

RESPONDENTS:

THE EXCISE INSPECTOR, KAYAMKULAM
EXCISE RANGE, REPRESENTED BY THE PUBLIC
PROSECUTOR, HIGH COURT OF KERALA.

BY PUBLIC PROSECUTOR K. RAVIKUMAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 10/08/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A. 4725/2006

DATED THIS THE 10TH DAY OF AUGUST, 2006

O R D E R

The petitioner was found in illegal possession of 350 liters of wash, on 17.11.2005 by the Inspector of Excise Range, Kayamkulam, who registered C.R.No.114/2005. The petitioner was later on arrested on 13.7.2006 and remains in judicial custody. Hence this application, under Section 439 Cr.P.C.

2. Considering the facts involved in this case and other aspects submitted by both sides, I grant bail and release the petitioner from jail, subject to the following conditions:-

(a). The petitioner shall execute a bond for Rs.25,000/-, with two solvent sureties, each for the like sum, to the satisfaction of the Judicial Magistrate of First Class-I, Haripad.

(b). The petitioner shall report before the Investigating Officer, once in a week on every Thursday, between 10.00 a.m and 11.00 a.m., for a period of three months, starting from 17.8.2006.

The application is allowed as above.

J.M.JAMES
JUDGE

mrcs